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3/20/02

PATENT

Attorney Docket No. 015389-002600US

By \_\_\_\_\_

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: )  
Thomas R. Cech et al. ) Examiner: Toni Scheiner  
Serial No.: 08/912,951 ) Art Unit: 1642  
Filed: August 14, 1997 ) TERMINAL DISCLAIMER  
For: HUMAN TELOMERASE CATALYTIC )  
SUBUNIT: DIAGNOSTIC AND )  
THERAPEUTIC METHODS )  
\_\_\_\_\_ )

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Assistant Commissioner for Patents  
Washington, D.C. 20231

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Petitioners, Geron Corporation and University Technology Corporation, are each the owner of 100 percent interest in the instant application. Petitioners hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending Patent Application Number 08/854,050, filed on May 9, 1997. Petitioners hereby agree that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant

application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioners do not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as deemed in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned (whose title is supplied below) is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Pursuant to filing a Terminal Disclaimer, Applicants hereby authorize payment of the statutory disclaimer fee, pursuant to 37 CFR §1.20(d), of \$110.00 by charging the fee to

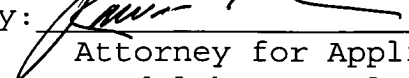
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Deposit Account No. 20-1430. Please charge any additional fees or credit overpayment to the above Deposit Account. This Petition is submitted in triplicate.

The undersigned is an attorney of record

Date: 11/23/98

By:   
Attorney for Applicants  
Randolph T. Apple  
Reg. No. 36,429

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